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PATENT APPLICATION

ATTORNEY DOCKET NO. 200315625-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Andrew L. Van Brocklin et al.

Confirmation No.: 5677

Application No.: 10/782,488

Examiner: DETSCHEL, Marissa

Filing Date: February 18, 2004

Group Art Unit: 2877

Title: Calibration Feedback-Control Circuit for Diffraction Light Devices

Commissioner For Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, July 13, 2006, rejecting the following claims 1, 2, 18 and 31. The fee for this Notice of Appeal is (37 CFR 1.17(B)) \$500.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.13 6(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below:

☐ 1st Month  
\$120

☐ 2nd Month  
\$450

☐ 3rd Month  
\$1020

☐ 4th Month  
\$1590

☐ The extension fee has already been filed in this application

☒ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$ 500.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

☐ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450  
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☒ I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (571) 273-8300.

Date of facsimile: October 13, 2006

Typed Name: Rebecca R. Schow

Signature: 

Respectfully submitted,

Andrew L. Van Brocklin et al.

By 

Steven L. Nichols

Attorney/Agent for Applicant(s)

Reg No.: 40,326

Date: October 13, 2006

Telephone: (801) 572-8066

Rev 10/05 (Notice of Appeal)

10/16/2006 TL0111 00000048 002025 10/26/2006  
01 FC:1401 500.00 DA


Application No.: 10/782,488

Attorney Docket No.: 200315025-1

## Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents via the USPTO central facsimile number, (571) 273-8300.

on October 13, 2006  
Date

  
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**Rebecca R. Schow**

\_\_\_\_\_  
Typed or printed name of person signing Certificate

**Transmitted, herewith, are the following documents:**

1. Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences with Duplicate Copy (2 pages)
2. Certificate of Transmission (1 page)